

BEST AVAILABLE COPY

PATENT  
Customer Number 22,852  
Attorney Docket No. 7883.0005-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Prior Application Art Unit: 3732 Prior Application Examiner: P. Philogene

SIR: This is a request for filing a

☒ Continuation ☐ Continuation-in-Part ☐ Divisional Application under 37 C.F.R. § 1.53(b) of pending prior U.S. Application No. 09/710,884, filed November 14, 2000, on behalf of Todd A. HALL, Greg R. FURNISH, Simon M. FURNISH, Scott J. WOLF, Peter J. WILK, David Y. PHELPS, and Vincent POMPILI for STENT DELIVERY SYSTEM AND METHOD OF USE.

1. ☒ Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior U.S. Application No. 09/710,884 as originally filed on November 14, 2000, which is incorporated herein by reference.
2. ☐ Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
3. ☒ Cancel Claim 1.
4. ☒ A Preliminary Amendment is enclosed.
5. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.

Basic Application Filing Fee					\$710	\$ 710.00
	Number of Claims		Basic	Extra Claims		
Total Claims	40	-	20	20	x \$18	360.00
Independent Claims	3	-	3	0	x \$80	0.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$270	
Subtotal						\$ 1070.00
Reduction by 1/2 if small entity						- 535.00
TOTAL APPLICATION FILING FEE						\$ 535.00

11002 U.S. PTO  
09/891663  
06/27/01

JC860 U.S. PTO  
06/27/01

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6. ☒ A check in the amount of \$535.00 to cover the filing fee is enclosed.
7. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
8. ☒ Amend the specification by inserting on page 1, between lines 1 and 2, the sentence:

U --This is a ☒ continuation ☐ division of application U.S. Application No. 09/710,884, filed November 14, 2000, which is a continuation of U.S. Application No. 09/150,181, filed September 10, 1998, now U.S. Patent No. 6,196,230, each of which is incorporated herein by reference.--

9. ☐ New formal drawings are enclosed.
10. ☒ The prior application is assigned of record to: Percardia, Inc.
11. ☐ Priority of application Serial No. [Text], filed on [Text] in [Country] is claimed under 35 U.S.C. § 119. A certified copy  
☐ is enclosed or ☐ is on file in the prior application.
12. ☒ A verified statement claiming small entity status  
☐ is enclosed or ☒ is on file in the prior application.
13. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B.

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14. ☐ The power appears in the original declaration of the prior application.
15. ☒ Since the power does not appear in the original declaration, a copy of the power from U.S. Application No. 09/150,181 and filed in the prior application is enclosed.
16. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852**.
17. ☒ Recognize as associate attorney Susanne C. Tinker, 1300 I Street, N.W., Washington, D.C. 20005, Reg. No. 44,472
18. ☐ Also enclosed is \_\_\_\_\_

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PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, application no. 09/710,884, filed November 14, 2000, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 27, 2001

By: 

Leslie I. Bookoff  
Reg. No. 38,084

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